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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TESLA, INC., a Delaware corporation,
Plaintiff,

vs.

MARTIN TRIPP, an individual,
Defendant.

AND RELATED COUNTERCLAIMS

Case No. 3:18-cv-00296-LRH-CBC

**STIPULATION AND [PROPOSED]
MODIFICATION TO BRIEFING
SCHEDULE RE MOTION TO
COMPEL THE DEPOSITION OF
ELON MUSK**

(FIRST REQUEST)

Pursuant to Local Rule IA6-1, Plaintiff and Counter-Defendant Tesla, Inc. (“Tesla”) and Defendant and Counter-Plaintiff Martin Tripp (“Tripp”) submit the following Stipulation and Proposed Modification to Briefing Schedule re Motion to Compel the Deposition of Elon Musk.

The parties previously agreed and the Court approved, a briefing schedule on Tripp’s motion to compel the deposition of Elon Musk (the “Motion”) as follows: Tripp to file motion by October 18, 2019; Tesla to file opposition by November 1, 2019; Tripp to file reply by November 15, 2019; and telephonic hearing on December 6, 2019 at 10:00 a.m. (ECF 100.) But circumstances, including the availability dates of key persons and demands in other cases being handled by counsel for each of the parties, have impacted the parties’ ability to meet the schedule. Thus, the parties submit that good cause exists to modify the briefing schedule.

For the foregoing reasons, the parties stipulate and respectfully request that the briefing schedule on Tripp’s motion to compel the deposition of Elon Musk be modified as follows:

1. Tripp shall file his motion to compel by October 18, 2019.
2. Tesla shall file its opposition to the motion to compel by November 18, 2019.
3. Tripp shall file any reply brief by December 4, 2019.
4. The Court will hold a telephonic hearing on the motion to compel the deposition of Mr. Musk on December 20, 2019 at 10:00 a.m.

Dated: October 14, 2019

CHARIS LEX P.C.

By: /s/ Sean P. Gates
 Sean P. Gates
 Attorneys for Plaintiff and
 Counter-Defendant Tesla, Inc.

Dated: October 14, 2019

TIFFANY & BOSCO, P.A.

By: /s/ William Fischbach
 William Fischbach
 Attorneys for Defendant Martin Tripp

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ORDER

IT IS SO ORDERED:

HON. CARLA BALDWIN CARRY
UNITED STATES MAGISTRATE JUDGE

DATED: _____